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E-Filed on: October 25, 2012

8 **UNITED STATES BANKRUPTCY COURT**
9 **DISTRICT OF NEVADA**

10 IN RE: BK-S-12-19323-lbr
11 KENNETH LEE JOHNS (XXX-XX-8266) Chapter 13
12 SHANNON MARIE TANNER (XXX-XX-1079)

13 Debtor(s)

Date: November 29, 2012
Time: 2:30 p.m.
Trustee: Kathleen A. Leavitt

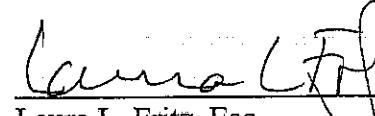
14 **MOTION TO BIFURCATE CHAPTER 13 CASE NUMBER BK-S-12-19323-LBR AND**
15 **CONVERT CO-DEBTOR TO CHAPTER 7**

16 COMES NOW, the Debtors, KENNETH LEE JOHNS AND SHANNON MARIE
17 TANNER, by and through their counsel, LAURA L. FRITZ, ESQ., and file this motion for an
18 Order to Bifurcate this Chapter 13 Case Number 12-19323-lbr allowing Debtor KENNETH LEE
19 JOHNS to continue in this Chapter 13 Bankruptcy and Convert Co-Debtor SHANNON MARIE
20 TANNER to a Chapter 7 under a new case number, for the following reasons.
21

- 22 1. Debtors filed a Voluntary Petition for relief under Chapter 13 of the Bankruptcy Code on
23 August 10, 2012.
- 24 2. Debtors will soon start the process of obtaining a divorce.
- 25 3. Debtor Mr. Johns needs to keep his vehicle, so he must remain in the Chapter 13.
- 26 4. Co-Debtor Mrs. Tanner qualifies for Chapter 7 and needs to be in a Chapter 7 to resolve
27 her debt.

1
2 WHEREFORE, Debtors pray that this Court grant their Motion to Bifurcate Chapter 13
3 Case Number BK-S-12-19323-lbr and Convert Co-Debtor to Chapter 7 under a new case
4 number.
5
6

7 Dated: 24 Oct 2012


Laura L. Fritz, Esq.

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28 **UNITED STATES BANKRUPTCY COURT**
DISTRICT OF NEVADA

IN RE: BK-S-12-19323-lbr
14 Chapter 13

15 KENNETH LEE JOHNS (XXX-XX-8266)
16 SHANNON MARIE TANNER (XXX-XX-1079)

17 Debtor(s)

Date: November 29, 2012
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[PROPOSED] ORDER RE: MOTION TO BIFURCATE CHAPTER 13 CASE
NUMBER BK-S-12-19323-LBR AND CONVERT CO-DEBTOR TO CHAPTER 7

20 The Debtors, KENNETH LEE JOHNS AND SHANNON MARIE TANNER, by and
21 through their counsel, LAURA L. FRITZ, ESQ., of ANDREW S. T. FRITZ, LTD., having filed the
22 MOTION TO BIFURCATE CHAPTER 13 CASE NUMBER BK-S-12-19323-LBR AND
23 CONVERT CO-DEBTOR TO CHAPTER 7, no responses or oppositions having been filed, a
24 hearing having been held on the above date and time, and good cause appearing, it is
25

26 ORDERED that Debtors' Motion is granted. It is further

27 ORDERED that Debtor KENNETH LEE JOHNS be allowed to continue in this current
28 Chapter 13 under the case number 12-19323-lbr. It is further

1 ORDERED that Co-Debtor, SHANNON MARIE TANNER, be allowed to bifurcate from
2 this case, be assigned a new case number and convert to a Chapter 7.
3

4 In accordance with LR 9021, counsel submitting this document certifies that the order accurately
5 reflects the court's ruling and that (check one):
6

7 The court has waived the requirement of approval under LR 9021(b)(1).
8
 No party appeared at the hearing or filed an objection to the motion.
9

10 I have delivered a copy of this proposed order to all counsel who appeared at the
11 hearing, and any unrepresented parties who appeared at the hearing, and each has
12 approved or disapproved the order, or failed to respond, as indicated below [list each
13 party and whether the party has approved, disapproved or failed to respond to the
14 document]:

15 XX I certify that this is a case under Chapter 7 or 13, that I have served a copy of this
16 order with the motion pursuant to LR 9014(g), and that no party has objected to the form
17 or content of the order.

18 Submitted by:
19 ANDREW S. T. FRITZ, LTD.

20 /S/ Laura L. Fritz, Esq.
21 Laura L. Fritz, Esq.
22 Attorney for Debtor(s)

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